IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2939 OF 2005

Sheela Devi R.Singh. ... Petitioner

Versus.

The Slub Rehabilitation Authority
and others. ... Respondents.

Shri Sarang Aradhye i/by Shri R.V.Govilkar for the Petitioner.

Shri P.G.Sawanbt, A.G.P. for Respondents Nos.2 and 3.

Shri G.D.Utangale for Respondent No.1.

Shri Tushar Bhavsar i/by Shri Manoj Bhatt for Respondent No.4.

CORAM : H.L.GOKHALE, &
ABHAY S. OKA, JJ.

DATED : 25th JANUARY, 2006.

P.C.:

1. Heard Shri Sarang Aradhye in support of this petition. The Petitioner appears to be running a flour mill in the concerned area which is being developed under D.C.Regulation 33(10). Her name does not figure in annexure II. She has, therefore, applied to Respondent No.2 for reconsideration of that decision and further appeal is available to the S.R.A.

2. Shri Bhavsar appearing for Respondent No.4 states that it is necessary to shift the Petitioner from the present premises for the purpose of development. On instructions he states that during the pendency of the determination of the Petitioner's claim, Respondent No.4

is ready to offer alternate accommodation to the Petitioner where she may carry on her business activities. This will of course be subject to her obtaining necessary licences. Shri Aradhye for the Petitioner states that without prejudice to her rights, the Petitioner will shift to the accommodation being offered to her and vacate the present structure. Her occupying the alternate accommodation will be subject to the determination by Respondent No.2 and the decision if required in further appeal by the S.R.A. In the event the Petitioner is finally held ineligible, she will have to vacate the transit accommodation.

3. Petition disposed of in the above terms.

(H.L.Gokhale, J.)

(Abhay S.Oka, J.)